

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1364 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

- =====
1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

REHNABANU

Versus

STATE OF GUJARAT

Appearance:

MR GULAMRASUL SHAIKH for Petitioner
MR VM PANCHOLI for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 20/04/2000

ORAL JUDGEMENT

#. Heard the learned counsel for the petitioner and perused the special civil application and reply thereto filed by respondents.

#. I find sufficient merits in the contention raised by learned counsel for the respondents that it is difficult to accept that the cause of death of father of the petitioner was the burns which he sustained in the communal riots on 6th December 1992. The petitioner has not produced on the record of this special civil application any expert opinion for the cause of death of the father of the petitioner. When it is not established that the cause of death of the petitioner's father was burns which he received in communal riots, no such relief as prayed for by petitioner in the special civil application can be granted. Accordingly, this special civil application fails and the same is dismissed. Rule discharged. Interim relief, if any, granted stands vacated. No order as to costs.

(S.K.Keshote, J.)

(sunil)